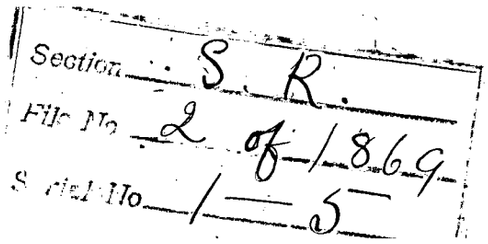
(C)

1869-70.

(1M)



(Incomplete)

Petition from the Retail Arrack Vendors of Contonment regarding the advance of License Fees.

Indexed

BB

No 5454
fl 349

Mysore Chief Commissioner's Office
Bangalore 4th February 1870.

To The Superintendent of the
Madras Division

Sir,

I have the honor, by desire of the Chief Commr, to forward for report an English Petition No 7614 received from the Retail Arrack Venders of the Cantonment of Bangalore, after consulting the Cantonment Magistrate. The practice of putting up to auction the licenses is, where there are many competitors and a limited number of shops, undoubtedly fairest for all parties. It is the duty of the Govt to interfere to check the spread of drunkenness, & put all reasonable restrictions on the sale of liquor, & the Govt object also the rate payable by shopkeepers selling English Spirits &c should in the Chief Comrs opinion, be greatly enhanced.

I have &c
4/2/70 [illegible]
Offg Secretary

Subject

Letter of the petitioner dated 21st inst will be acknowledging the information that I am unable to comply with the orders in the matter, and that they should submit the tenders for rebuilding, when their claims will be duly considered by the Magistrate

R. Lewis

22/2/70

To Mr. Cook 22/2

To P.W.D.

Endorsed 25/2/70 a.n.

Current No. 488.

From 18 by 70
The Superintendent,
Bangalore Division

To The Secretary to the Chief Commissioner of Mysore.

Dated 11th February 1870

Despatched

Received 14th
Rec'd 15th

Enclosures No. 2

General No. 324 } 18 by 70
No. 533 }

In returning the Petition from the Retail Arrack Vendors of the Cantonment of Bangalore received under cover of the Secretary's Docket No. 352-354 Gl. 349 dated the 4th February 1870, the undersigned has the honour to forward for information, Copy of this Office letter No. 492 dated 7th Febry. 506

General 4920
Cir. 506 } 69-70

3

Bangalore Division
Superintendent's Office
Bangalore 7th February 1870

To
The D.A. Supdt. Bangalore District &
Cantonment Magistrate, Bangalore.

Sir

Under the authority of the Chief Commr.
I have the honor to communicate the following
instructions relative to the disposal of licences for retail
vend of Arrack &c during the ensuing official year.

The existing system has failed in the opinion,
owing to the indiscriminate multiplicati
of retail shops and a state of things has arisen
which is inconsistent with a healthy system of
competition and often is disadvantageous both to
the interests of the public and the Government

It will be requisite in the first instance
to revise the existing number of retail vend
shops, and to make such reductions as may
seem expedient. I beg that you will be good
enough to furnish me as early as may be
practicable with a statement shewing the

present

present number of licensed retail shops of each description situated within your jurisdiction in [redacted] and the number to which you would propose to limit them for the ensuing year."

It remains to be considered in what manner the licenses should be granted after their number has been reduced. On this point the Chief Commissioner has signified his approval of a measure which may be considered an intermediate between the present practice and that of putting up the Licenses to sale to the highest bidder. It is proposed to invite tenders for the purchase of the right to hold licenses for retail vend. The Magistrate will thus reserve to himself the power of rejecting the tenders of persons of doubtful or bad character, while it will be at his option to accept only such tenders as appear to him to offer a reasonable prospect of remuneration to the holder. The objections to the auction system will thus be

be abridged to a great degree ~~and~~ there will be the further advantage that the Magistrates will be able to give due consideration to the claims of many of the present vendors who have carried on this business without reproach for many years past and to whom the sudden withdrawal of their licences would prove a severe measure. It is probable however that a comparatively small number of persons would be affected in this manner as the present Vendors in a large majority are mere agents of the Licensed holders.

To meet the wants of the more needy but respectable licensed holders, it may be desirable to notify that the tenders should be made for each shop separately. At the same time I see no object in fixing a limit to the number of shops which may be held by a single individual. On the contrary it will be of advantage to invite men of means and respectability, to take as at present several shops either in one

locality

locality, or in different parts of the town, and this intention might be signified in the Notification. I would also deprecate any prohibition being placed upon the employment of Agents or Shopmen by the Licence holders on the condition that the latter's moral responsibility for the acts of his Agent is distinctly acknowledged, and that the name of the Agent is duly registered. The transfer of licences by sale, mortgage, gift or otherwise should of course be strictly, interdicted and the prohibition enforced by forfeiture of the licence.

It appears to me undesirable to require that fees for licences should be levied annually, as at present. In order to avoid confusion and the extra labor of collecting it may be sufficient to declare that the Licence fees enumerated at Rs 15 per measure for each shop should be included in the amount of the tenders and that in the event of a forfeiture of the licence being

decla

declared, it will rest with the Magistrate t
remit or refund any portion of the
amount for which the tender in any
case was accepted.

I would also suggest that on the
acceptance of a tender, the Candidate shou
be required to pay down at once an amou
equal to ½ the full amount of his tender,
and the remainder, at the expiration of 6 month

I beg to enclose the draft of a Notifica
tion which I propose to issue on the subje
and to request the favor of your opinion
as to any points in which you would
suggest alterations or amendments.

I have &c.

(Signed) T. G. Clarke,
Off. Superintendent

Draft Notification

Notice is hereby given that under the
instructions of the Chief Commissioner, tenders
for the purchase of the right to vend Spirits
and liquor of all kinds by retail within
the

the Cantonment and Town of Bangalore for the official year commencing 1st April 1870, will be received by the Dy Supdt, Bangalore District and by the Cantonment Magistrate respectively on or before the 28th day of February 1870.

The tenders must be made for retail shops separately, specifying their precise locality, and the order to protect as far as may be practicable, the interests of existing vendors the power will be reserved to the Magistrate of accepting or rejecting any tender, without assigning his reason for so doing.

In the event of an applicant applying for several shops, the amount of the tender offered for each shop must be specified together with the necessary particulars as to locality.

The rate of each licence for retail vend having been fixed at Rs 15 per annum, no tender for a less annual sum than Rs 180 for a single shop will be accepted

Upon

Upon the acceptance of the tender, and before the issue of the licence the grantee will be required to deposit with the Magistrate a sum equal to half the amount tendered and to pay the balance after the expiry of 3 months. It will be optional however with the Magistrate to relax this rule in special cases.

The licences for retail vend will hereafter contain a condition that they shall not be transferable by sale, mortgage, gift or otherwise, but in cases where the licensed holder is unable to superintend the sale himself, the name of his agent shall be registered, and it will be clearly understood that the unlawful acts of that agent shall not exempt the License holder from forfeiture or suspension of his license.

(Signed) A. G. Clarke,
Off. Superintendent

"Copy"
Norway Mills
Off. Superintendent.

Ens
24-2-70

Genl
From

5763
359.

1870

To The Wr Supt. Kowdrons Dr.

Dated 25th September 25th July 1870.
Despatched 26th —
Received 27th —

Enclosures No.

General No. 5763 } 1869/70
No. 359 }

Gun Docket No 4979/488 of the W. Division.

In reply states that the Officers Concerned in the Appointments proposed are liable to the disposal of Colonels for actual Command of Corps during the existing Official year which are in accordance with Mr. Browning's views and instructions.

23/2/70. Approved

23/2. W.O.

Section SR 2769 3

1/93

SR 21

General 1870. No 503.

From The Superintendent Nandidroog Division.

To The Secty: to the Chief Commissioner of Mysore.

Dated 4th March 1870

Despatched 4/3/70

Received 4/3/70

Pages 3

Enclosures No. 1

General No. 911 } 1869-70
No. 503 }

Forwards a petition addressed to the Chief Commissioner in the subject of retail Arrack Licenses.

D Ch. 4-3-70

Sums of this sort have been held for 20 to 30 years & almost become hereditary

7/3/70 - Send copy of my Memo. in Ack of Enclosure

WD 7/3/70

Supt. with a re-quest that he will have its contents explained to the petitioners, & upon the orders required for attention to it be communicated to him

Licenses are granted -

D. Cunliffe

Supt.

General No 534
Gen 503

Nandidroog Division
Superintendents Office
Bangalore 4th March 1870

To

The Secretary to the Chief Commissr
for the Govt of the Territories of
His Highness the Raja of Mysore

Sir,

I have the honor to forward a Petition which has been placed in my hands this day for submission to the officiating Chief Commissioner, to whom it is addressed.

2. The circumstances which led to a change in the existing system of disposing retail Arrack Licences have been already communicated in my letter No 497 / 488 of the 11th February 1870, and Colonel Meade has been pleased to intimate his approval of the principles on which it is intended that the Magistrates for the Town and Cantonment respectively should be guided in the disposal of the tenders received.

3. Beyond the mere assertion of their poverty, the petitioners do not offer any valid objection to the new system, by which the large profits gained hitherto will undoubtedly be somewhat curtailed

failed in those cases where the Licence fee has been as low as Rupees 10/- per mensem. In other respects the old established Licence holders will be Gainers, for though the Licence fee has been raised to the rate of Rs: 15/- per mensem uniformly, the number of retail rend shops has been slightly reduced, and there are other measures in contemplation, and regarding which I propose addressing you shortly, which are calculated to improve their position.

4. The Petitioners object to being required to pay the licence fee in advance for six months, but it will be observed from reference to the Notification of 7th February 1870 that this condition is not absolute and the fees might at the discretion of the Magistrate be collected monthly as before.—

Vide Chief Sec. Letter to Secretary to Govt. Enclosure as encl. Nos 2979 of 11/12/70 2858

I have the honor to be
Sir
Your most Obd. Servant.

I
A.3.

Cantt
~~Fromt~~

5950
368
1869/70.

To The Supdt, Vaudt Gen.

Dated 7th March 1870
Despatched "
Received 9th "
Enclosures No.

General No. 5950 } 1869/70.
& No. 368 }

Your letter No. 5311 of 4th
Instant, submitting a Petn
to the address of the Chief Comm.
from the Licensed Retail
Vendors in the Cantonment
Pettah of Bangalore.

Annexes a Memo:
by the Offg Chf. Comm.
and requests that its
contents may be ex-
plained to the Petrs,
and that the requisite
orders may be issued,
to ensure due attention
to

W Ey 12/3/70.

A.3

Vaults

~~Excise~~

No. 5950
368

1869/70.

To The Supdt, Vaults &c.

Dated 7th March 1870

Despatched "

Received 19th "

Enclosures No.

General No. 5950 } 1869/70.
& No. 368 }

Your letter No. 5311 of 4th
503
instant, submitting a Petn
to the address of the Collector
from the Licensed Retail
Vendors in the Cantonment
of Pettah of Bangalore.

Annexed a Memo:
by the Offg Cl: Commr
and requests that its
contents may be ex-
plained to the Petrs,
and that the requisite
orders may be issued,
to ensure due attention
to

W Dy 17/3/70.